

STATE OF NEW HAMPSHIRE

INTER-DEPARTMENT COMMUNICATION

DATE December 23, 1955

FROM Louis C. Wyman, Attorney General

AT (OFFICE) Attorney General

SUBJECT

TO Honorable Lane Dwinell, Governor

NEW HAMPSHIRE LAW LIBRARY

SEP 22 1998

CONCORD, N.H.

Dear Governor Dwinell:

You have inquired whether a request from the University of New Hampshire of the Governor and Council for a sum (estimated to approximate \$50,000) for restoration of a barn partially destroyed by fire at the University may be granted under the provisions of RSA 4. I respectfully reply in the affirmative.

Section 19 of this chapter authorizes the Governor and Council,

"In case of emergency occasioned by the partial or total destruction, by fire or otherwise, of any building or other property belonging to the state, or used by any state department, the governor, with the consent of the council, may provide by contract for such repairs, new building or temporary accommodation as he may deem necessary to replace those destroyed, and may draw his warrants in payment for the same from any money in the treasury not otherwise appropriated."

The provisions of section 20 also apply if sufficient funds are not available from the treasury. The foregoing, of course, assumes that the building damaged belonged to The State of New Hampshire.

Respectfully,

Louis C. Wyman  
Attorney General

LCW/aml